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September 22, 2015

Mr. Craig Bedford 11938 West Bender Road Milwaukee, WI 53225 Mailed 9/23/15

RE:

C.I. File No. 1068-2015-2044

Communication from CRAIG AND MARIBETH BEDFORD

Dear Mr. Bedford:

We have received your claim for the amount of \$3,338.49 in relation to the vehicle damage you sustained on June 14, 2015 at 11938 West Bender Road.

On June 15, 2015 the Forestry Division received a request to remove a broken branch that had fallen onto your vehicle at 11938 W. Bender Road. A forestry crew responded, and removed the broken branch from the curb. A forestry manager completed a property damage report and inspected the tree. The tree and branch were found to be alive, and the branch did not have any signs of decay. The pruning of all trees in this area was last completed in December 2008. The forestry section did not receive any complaints or requests regarding this tree prior to this incident.

The tree limb in question fell from a live and sound tree. Because this damage were caused through no fault of the City of Milwaukee, the City cannot be held liable. Accordingly, we are denying your claim.



STUART S. MUKAMAL

THOMAS J. BEAMISH

MAURITA F. HOUREN JOHN J. HEINEN

SUSAN E. LAPPEN

JAN A. SMOKOWICZ

PATRICIA A. FRICKER

**HEIDI WICK SPOERL** 

KURT A. BEHLING GREGG C. HAGOPIAN

ELLEN H. TANGEN JAY A. UNORA KATHRYN Z. BLOCK

**KEVIN P. SULLIVAN** 

THOMAS D. MILLER JARELY M. RUIZ ROBIN A. PEDERSON JEREMY R. MCKENZIE MARY L. SCHANNINS

PETER J. BLOCK NICHOLAS P. DESIATO JOANNA GIBELEV JENNY YUAN KAIL J. DECKER ALLISON N. FLANAGAN LA KEISHA W. BUTLER

PATRICK J. LEIGL HEATHER H. HOUGH

ANDREA J. FOWLER PATRICK J. MCCLAIN

NAOMI E. GEHLING Assistant City Attorneys Mr. Craig Bedford September 22, 2015 Page Two

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,

GRANT'F A ANGLE

KARI GIPSON

Investigator Adjuster

KBG:cdr

1068-2015-2044/219938